

MONTANA LEGISLATIVE HISTORY

Chapter 12 1999

Bill H \_\_\_\_\_ S 51 Original bill & history \_\_\_\_C

H. Committee on Business & Labor

S. Committee on Business & Ind

Hearing Date(s) 1-22 /C

Hearing Date(s) 1-7 /C

\_\_\_\_\_ C

\_\_\_\_\_ C

\_\_\_\_\_ C

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\_\_\_\_\_ C

\_\_\_\_\_ C

Date Out \_\_\_\_\_ C

Did this bill originate in an interim committee? \_\_\_\_Yes \_\_\_\_No

Committee \_\_\_\_\_

Report \_\_\_\_\_

### LEGISLATIVE HISTORIES

The 1997 Montana Legislature dramatically changed the nature of legislative minutes. This altered format continues with the 1999 legislative minutes. The minutes from House committees are extremely sparse in content, offering no substantive information from which to glean legislative intent. The Senate committees' minutes are fuller in content.

Exhibits, which include written statements, attendant information, roll call votes, roll call attendance, a list of those from the public who were present, and specific action taken on legislative bills, will be available only through the Historical Society Archives, 444-4774, and from a CD-ROM produced by the Legislative Services Division, 444-3064.

Just as in the 1997 legislative session, the 1999 House and Senate committee hearings were recorded. For information on accessing the tapes, or purchasing them, contact the Archives, 444-4774.

If you have concerns over the format of these legislative minutes, it is suggested that you contact your state legislators.

## SENATE BILLS AND RESOLUTIONS

49

|       |                                            |     |   |
|-------|--------------------------------------------|-----|---|
| 12/10 | Introduced                                 |     |   |
| 12/22 | Referred to Taxation                       |     |   |
| 1/04  | 1st Reading                                |     |   |
| 1/04  | Fiscal Note Requested                      |     |   |
| 1/04  | Fiscal Note Received                       |     |   |
| 1/05  | Fiscal Note Signed                         |     |   |
| 1/05  | Rereferred to Finance and Claims           |     |   |
| 1/06  | Fiscal Note Printed                        |     |   |
| 1/08  | Hearing                                    |     |   |
| 1/08  | Committee Executive Action--Bill Passed    | 18  | 0 |
| 1/09  | Committee Report--Bill Passed              |     |   |
| 1/11  | 2nd Reading Passed                         | 50  | 0 |
| 1/12  | 3rd Reading Passed                         | 50  | 0 |
|       | Transmitted to House                       |     |   |
| 1/13  | Referred to Appropriations                 |     |   |
| 1/18  | Hearing                                    |     |   |
| 1/19  | Committee Executive Action--Bill Concurred | 18  | 0 |
| 1/20  | Committee Report--Bill Concurred           |     |   |
| 2/05  | 2nd Reading Concurred                      | 100 | 0 |
| 2/06  | 3rd Reading Concurred                      | 98  | 1 |
|       | Returned to Senate                         |     |   |
| 2/06  | Sent to Enrolling                          |     |   |
| 2/08  | Returned from Enrolling                    |     |   |
| 2/08  | Signed by President                        |     |   |
| 2/09  | Signed by Speaker                          |     |   |
| 2/09  | Transmitted to Governor                    |     |   |
| 2/11  | Signed by Governor                         |     |   |
| 2/12  | Chapter Number Assigned                    |     |   |
|       | Chapter Number 3                           |     |   |
|       | Effective Date: 10/01/1999 - All Sections  |     |   |

SB 51 Introduced by Keating LC0036 Drafter: B. Campbell

Eliminate Regulation of Condominium Units Prior to Construction...

By Request of Department of Commerce

|       |                                            |    |    |
|-------|--------------------------------------------|----|----|
| 12/11 | Introduced                                 |    |    |
| 12/22 | Referred to Business and Industry          |    |    |
| 1/04  | 1st Reading                                |    |    |
| 1/04  | Fiscal Note Requested                      |    |    |
| 1/04  | Fiscal Note Received                       |    |    |
| 1/05  | Fiscal Note Signed                         |    |    |
| 1/06  | Fiscal Note Printed                        |    |    |
| 1/07  | Hearing                                    |    |    |
| 1/08  | Committee Executive Action--Bill Passed    | 7  | 0  |
| 1/09  | Committee Report--Bill Passed              |    |    |
| 1/11  | 2nd Reading Passed                         | 50 | 0  |
| 1/12  | 3rd Reading Passed                         | 50 | 0  |
|       | Transmitted to House                       |    |    |
| 1/13  | Referred to Business and Labor             |    |    |
| 1/22  | Hearing                                    |    |    |
| 1/22  | Committee Executive Action--Bill Concurred | 18 | 0  |
| 1/23  | Committee Report--Bill Concurred           |    |    |
| 2/06  | 2nd Reading Concurred                      | 86 | 10 |

## HISTORY AND FINAL STATUS 1999

|      |                                           |    |   |
|------|-------------------------------------------|----|---|
| 2/08 | 3rd Reading Concurred                     | 96 | 2 |
|      | Returned to Senate                        |    |   |
| 2/08 | Sent to Enrolling                         |    |   |
| 2/09 | Returned from Enrolling                   |    |   |
| 2/10 | Signed by President                       |    |   |
| 2/10 | Signed by Speaker                         |    |   |
| 2/12 | Transmitted to Governor                   |    |   |
| 2/16 | Signed by Governor                        |    |   |
| 2/17 | Chapter Number Assigned                   |    |   |
|      | Chapter Number 12                         |    |   |
|      | Effective Date: 10/01/1999 - All Sections |    |   |

SB 52      Introduced by Depratu      *LC0161 Drafter: Heiman*

Make the Individual Income Tax Threshold Filing Requirement for Nonresident Taxpayers the Same as the Threshold Filing Requirement for Resident Taxpayers;...

By Request of Department of Revenue

|       |                                            |    |   |
|-------|--------------------------------------------|----|---|
| 12/14 | Introduced                                 |    |   |
| 12/22 | Referred to Taxation                       |    |   |
| 1/04  | 1st Reading                                |    |   |
| 1/07  | Committee Executive Action--Bill Passed    | 9  | 0 |
| 1/07  | Hearing                                    |    |   |
| 1/07  | Committee Report--Bill Passed              |    |   |
| 1/08  | 2nd Reading Passed                         | 46 | 0 |
| 1/09  | 3rd Reading Passed                         | 48 | 0 |
|       | Transmitted to House                       |    |   |
| 1/11  | Referred to Taxation                       |    |   |
| 1/21  | Hearing                                    |    |   |
| 1/25  | Committee Executive Action--Bill Concurred | 20 | 0 |
| 1/26  | Committee Report--Bill Concurred           |    |   |
| 3/02  | 2nd Reading Concurred                      | 96 | 2 |
| 3/03  | 3rd Reading Concurred                      | 98 | 1 |
|       | Returned to Senate                         |    |   |
| 3/03  | Sent to Enrolling                          |    |   |
| 3/04  | Returned from Enrolling                    |    |   |
| 3/05  | Signed by President                        |    |   |
| 3/05  | Signed by Speaker                          |    |   |
| 3/08  | Transmitted to Governor                    |    |   |
| 3/15  | Signed by Governor                         |    |   |
| 3/16  | Chapter Number Assigned                    |    |   |
|       | Chapter Number 67                          |    |   |
|       | Effective Date: 3/15/1999 - All Sections   |    |   |

SB 53      Introduced by Depratu      *LC0202 Drafter: Heiman*

Require Taxpayers to File an Amended Montana Return When Their Federal Taxes Are Adjusted or They File an Amended Return;...

By Request of Department of Revenue

|       |                      |
|-------|----------------------|
| 12/14 | Introduced           |
| 12/22 | Referred to Taxation |

## INDEX TO BILLS IN COMMITTEE

**- Committee: (S) Business and Industry -**

**SB 23**      **SPONSOR:** Thomas, Fred      **SHORT TITLE:** Allow investment of state fund assets in private corporate stock

**BY REQUEST OF:** State Compensation Insurance Fund

**REFERRED ON:** 12/22/1998      **HEARD ON:** 01/08/1999      (S) Discussed in Committee **ON:** 01/09/1999

**REFERRED ON:** 01/11/1999

**EXECUTIVE ACTION:** 01/08/1999 Bill Passed as Amended -- **VOTE:** 7 - 0

**EXECUTIVE ACTION:** 01/12/1999 Bill Passed -- **VOTE:** 7 - 0

**FINAL DISPOSITION** 05/03/1999 Chapter Number Assigned

**SB 26**      **SPONSOR:** Hargrove, Don      **SHORT TITLE:** Revise streamlined business licensure procedures  
                  **BY REQUEST OF:** Department Of Revenue  
                  **REFERRED ON:** 12/22/1998      **HEARD ON:** 01/07/1999  
                  **EXECUTIVE ACTION:** 01/08/1999 **Bill Passed as Amended -- VOTE:** 7 - 0  
                  **FINAL DISPOSITION** 02/12/1999 **Chapter Number Assigned**

|              |                                                                           |                                                                                |                                                  |
|--------------|---------------------------------------------------------------------------|--------------------------------------------------------------------------------|--------------------------------------------------|
| <b>SB 27</b> | <b>SPONSOR:</b> Hertel, John                                              | <b>SHORT TITLE:</b> Revise telemarketing registration and fraud prevention act |                                                  |
|              | <b>REFERRED ON:</b> 01/04/1999                                            | <b>HEARD ON:</b> 01/15/1999                                                    | <b>(S) Discussed in Committee ON:</b> 01/22/1999 |
|              |                                                                           |                                                                                | <b>(S) Discussed in Committee ON:</b> 01/26/1999 |
|              | <b>EXECUTIVE ACTION:</b> 01/28/1999 Bill Passed as Amended -- VOTE: 7 - 0 |                                                                                |                                                  |
|              | <b>FINAL DISPOSITION</b> 04/20/1999 Chapter Number Assigned               |                                                                                |                                                  |

**SB 51**      **SPONSOR:** Keating, Tom      **SHORT TITLE:** Repeal preconstruction requirements for condos and Commerce's enforcement role  
                  **BY REQUEST OF:** Department Of Commerce  
                  **REFERRED ON:** 12/22/1998      **HEARD ON:** 01/07/1999  
                  **EXECUTIVE ACTION:** 01/08/1999    **Bill Passed -- VOTE:** 7 - 0  
                  **FINAL DISPOSITION** 02/17/1999 Chapter Number Assigned

**SB 68**      **SPONSOR:** Mahlum, Dale      **SHORT TITLE:** Revise certain statutes relating to the State Compensation Insurance Fund

**BY REQUEST OF:** State Compensation Insurance Fund

**REFERRED ON:** 01/04/1999

**FINAL DISPOSITION** 04/22/1999 Chapter Number Assigned

## SENATE BILL NO. 51

INTRODUCED BY KEATING T

BY REQUEST OF THE DEPARTMENT OF COMMERCE

A BILL FOR AN ACT ENTITLED: "AN ACT ELIMINATING REGULATION OF CONDOMINIUM UNITS PRIOR TO CONSTRUCTION; ELIMINATING THE DEPARTMENT OF COMMERCE'S ROLE IN INVESTIGATING AND ENFORCING THE UNIT OWNERSHIP ACT; AMENDING SECTIONS 70-23-102 AND 70-23-308, MCA; AND REPEALING SECTIONS 70-23-201, 70-23-202, 70-23-203, 70-23-204, 70-23-205, 70-23-206, 70-23-1001, AND 70-23-1002, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 70-23-102, MCA, is amended to read:

**"70-23-102. Definitions.** In this chapter, unless the context requires otherwise, the following definitions apply:

(1) "Association of unit owners" means all the unit owners acting as a group in accordance with the declaration and bylaws.

(2) "Building" means a multiple-unit building or buildings comprising a part of the property.

(3) "Common elements" means the general common elements and the limited common elements.

(4) "Common expenses" means:

(a) expenses of administration, maintenance, repair, or replacement of the common elements;

(b) expenses agreed upon as common by all the unit owners; and

(c) expenses declared common by 70-23-610 and 70-23-612 or by the declaration or the bylaws of the particular condominium.

(5) "Condominium" means the ownership of single units with common elements located on property submitted to the provisions of this chapter.

(6) "Declaration" means the instrument by which the property is submitted to the provisions of this chapter.

~~(7) "Department" means the department of commerce.~~

~~(8)~~ (7) "General common elements", unless otherwise provided in a declaration or by consent of

1 all the unit owners, means:

2 (a) the land on which the building is located, except any portion ~~thereof~~ of the land included in  
3 a unit or made a limited common element by the declaration;

4 (b) the foundations, columns, girders, beams, supports, mainwalls, roofs, halls, corridors, lobbies,  
5 stairs, fire escapes, entrances, and exits of the building;

6 (c) the basements, yards, gardens, parking areas, and outside storage spaces, private pathways,  
7 sidewalks, and private roads;

8 (d) installations of central services such as power, light, gas, hot and cold water, heating,  
9 refrigeration, air conditioning, waste disposal, and incinerating;

10 (e) the elevators, tanks, pumps, motors, fans, compressors, ducts, and in general all apparatus  
11 and installations existing for common use;

12 (f) the premises for the lodging of janitors or caretakers of the property; and

13 (g) all other elements of the building necessary or convenient to its existence, maintenance, and  
14 safety or normally in common use.

15 ~~(9)~~(8) "Limited common elements" means those common elements designated in the declaration  
16 or by agreement of all the unit owners as reserved for the use of a certain unit or number of units to the  
17 exclusion of the other units.

18 ~~(10)~~(9) "Majority" or "majority of the unit owners", unless otherwise provided in the declaration,  
19 means the owners of more than 50% in the aggregate of the undivided ownership interests in the general  
20 common elements as the percentage of interest in ~~such~~ the element appertaining to each unit is expressed  
21 in the declaration. Whenever a percentage of the unit owners is specified, percentage means ~~such~~ the  
22 percentage in the aggregate of ~~such~~ undivided ownership.

23 ~~(11)~~(10) "Manager" means the manager, board of managers, or other person in charge of the  
24 administration of or managing the property.

25 ~~(12)~~(11) "Project" means a real estate condominium project, ~~a plan~~ whereby a condominium of  
26 two or more units located on property submitted to the provisions of this chapter are offered or proposed  
27 to be offered for sale.

28 ~~(13)~~(12) "Property" means the land, all buildings, improvements, and structures ~~thereon~~ on the  
29 land, and all easements, rights, and appurtenances belonging ~~thereto~~ to the land ~~which that~~  
30 to the provisions of this chapter.

1       ~~(14)~~(13) "Recording officer" means the county officer charged with the duty of filing and recording  
2 deeds and mortgages or ~~any~~ other instruments or documents affecting the title to real property.

3       ~~(15)~~(14) "Unit" means a part of the property including one or more rooms occupying one or more  
4 floors or a part or parts ~~thereof of the property~~ intended for any type of independent use and with a direct  
5 exit to a public street or highway or to a common area or area leading to a public street or highway.

6       ~~(16)~~(15) "Unit designation" means the number, letter, or combination ~~thereof of numbers and~~  
7 letters designating a unit in the declaration.

8       ~~(17)~~(16) "Unit owner" means the person owning a unit in fee simple absolute individually or as  
9 co-owner in any real estate tenancy relationship recognized under the laws of this state. However, for  
10 all purposes, including the exercise of voting rights, provided by lease filed with the presiding officer of  
11 the association of unit owners, a lessee of a unit ~~shall~~ must be considered a unit owner."

12  
13       Section 2. Section 70-23-308, MCA, is amended to read:

14       "70-23-308. Contents of bylaws. The bylaws ~~shall~~ must provide for:

15       (1) the election from among the unit owners of a board of directors, the number of persons  
16 constituting the board, and that the terms of at least one-third of the directors ~~shall expire~~ expire annually;  
17 the powers and duties of the board; the compensation, if any, of the directors; the method of removal  
18 from office of the directors; and whether or not the board may engage the services of a manager or  
19 managing agent;

20       (2) the method of calling meetings of the unit owners and the percentage, if other than a majority  
21 as defined by 70-23-102~~(10)~~, that ~~shall constitute~~ constitutes a quorum;

22       (3) the election of a ~~chairman~~ presiding officer, a secretary, and a treasurer;

23       (4) the maintenance, upkeep, and repair of the common elements and payment for ~~the expense~~  
24 ~~thereof~~ those expenses, including the method of approving payment vouchers;

25       (5) the employment of personnel necessary for the maintenance, upkeep, and repair of the  
26 common elements;

27       (6) the manner of collecting from the unit owners their share of the common expenses;

28       (7) the method of adopting and of amending administrative rules governing the details of the  
29 operation and use of the common elements;

30       (8) ~~such~~ restrictions on and requirements respecting the use and maintenance of the units and



1 the use of the common elements, not included in the declaration, as are designed to prevent unreasonable  
2 interference with the use of ~~their~~ the unit owners' respective units and of the common elements by the  
3 several unit owners;

4 (9) the method of amending the bylaws subject to 70-23-307."

5  
6 NEW SECTION. Section 3. Repealer. Sections 70-23-201, 70-23-202, 70-23-203, 70-23-204,  
7 70-23-205, 70-23-206, 70-23-1001, and 70-23-1002, MCA, are repealed.

8 - END -

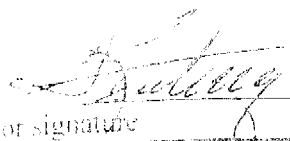
# FISCAL NOTE

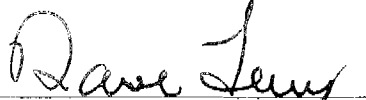
Bill #: SB0051

Title: Repeal preconstruction requirements for condos and Commerce's enforcement role

Primary Sponsor: Tom Keating

Status: As introduced

 \_\_\_\_\_  
Sponsor signature Date

 1-4-99  
Dave Lewis, Budget Director Date

## Fiscal Summary

|                                     | <b>FY2000<br/>Difference</b> | <b>FY2001<br/>Difference</b> |
|-------------------------------------|------------------------------|------------------------------|
| Expenditures:                       | \$0                          | \$0                          |
| Revenue:                            | \$0                          | \$0                          |
| Net Impact on General Fund Balance: | \$0                          | \$0                          |

| <u>Yes</u> | <u>No</u> |                                  | <u>Yes</u> | <u>No</u> |                               |
|------------|-----------|----------------------------------|------------|-----------|-------------------------------|
|            | X         | Significant Local Gov. Impact    |            | X         | Technical Concerns            |
|            | X         | Included in the Executive Budget |            | X         | Significant Long-Term Impacts |

## Fiscal Analysis

### ASSUMPTIONS:

- The proposed legislation repeals Title 70, chapter 23, commonly referred to as the "Montana Unit Ownership Act". The legislature assigned implementation of the Montana Unit Ownership Act to the Department of Commerce; however, no resources or staff were provided to assist with the assignment. Repeal of the act would remove an unfunded mandate from the department.

SB 51

MINUTES

MONTANA SENATE  
56th LEGISLATURE - REGULAR SESSION  
COMMITTEE ON BUSINESS AND INDUSTRY

Call to Order: By CHAIRMAN JOHN HERTEL, on January 7, 1999 at  
9:00 A.M., in Room 410 Capitol.

ROLL CALL

Members Present:

Sen. John Hertel, Chairman (R)  
Sen. Mike Sprague, Vice Chairman (R)  
Sen. Dale Berry (R)  
Sen. Vicki Cocchiarella (D)  
Sen. Bea McCarthy (D)  
Sen. Glenn Roush (D)  
Sen. Fred Thomas (R)

Members Excused: None.

Members Absent: None.

Staff Present: Bart Campbell, Legislative Services Division  
Mary Gay Wells, Committee Secretary

Please Note: These are summary minutes. Testimony and  
discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: SB 51, 1/4/1999; SB 26,  
1/4/1999

Executive Action: None

HEARING ON SB 51

Sponsor: SENATOR THOMAS KEATING, SD 5, Billings

Proponents: Annie Bartos, Chief Legal Counsel

Opponents: None

Opening Statement by Sponsor:

SENATOR TOM KEATING, SD 5, Billings, said SB 51 was a repealer requested by the Department of Commerce. He said a long time ago the Department of Commerce was assigned to regulate the unit sales of condominiums prior to construction -- the law required the builder to make a deposit with the Department who then had to oversee the construction and finally make the inspection, etc. SEN. KEATING further informed the Committee cuts in budget and personnel currently imposed a hardship on the Department to carry out that obligation; therefore, the law wasn't being performed as it should have been. He said SB 51 repealed that law so the Department of Commerce could continue not doing what it hasn't been doing. He said the six (6) sections to be repealed are in the title of SB 51, starting with Section 70-23-201, which is Part II of the Unit Ownership Act -- Condominiums. The repealer language is not in the bill; however, the reference to those sections in the title are in the last section of the bill, Section 3. He asked for a DO PASS from the Committee.

Proponents' Testimony:

Annie Bartos, Department of Commerce, said the Department supported the passage of SB 51. She said the Department was not conducting inspections of the unit condominiums projected to be developed and built, which exposed the state of Montana to liability. She stated SB 51 would minimize that exposure and urged its passage.

Questions from Committee Members and Responses:

SENATOR MIKE SPRAGUE asked Annie Bartos if the inspections were necessary. Annie Bartos said current law required the inspection to be a two-stage process: (1) Preliminary report with preliminary inspection of the books and accounts of the developer, as well as the project's construction plans; (2) Final inspection report once the developer decided when to disperse the funds from the account from unit owners who had purchased the sale of the condominiums. When the final bills, including taxes, etc., had been paid, the Department would issue the final report to the public for inspection and review.

SEN. SPRAGUE asked Annie Bartos if he were buying a condominium how would he know the title was free and clear if SB 51 were repealed. Annie Bartos said one of the bill's purposes was to hand a free and clear title; however, the potential purchasers place money in an escrow fund prior to the project being completed and the purpose of the report and inspection of the Department is to ensure all expenses have been paid.

Closing by Sponsor:

SENATOR TOM KEATING reminded the Committee the Ownership Act was not being repealed entirely; rather, only Part II. He suggested the original intent of that part of the bill was consumer protection; however, it had been found to be unnecessary. He expressed appreciation to the Committee for the hearing.

{Tape : 1; Side : A; Approx. Time Counter : 7.2}

HEARING ON SB 26

Sponsor: SEN. DON HARGROVE, SD 16, BOZEMAN

Proponents: Mary Bryson, Department of Revenue  
Ralph Peck, Department of Agriculture  
Mark Simonich, Department of Environmental Quality  
Bill Stevens, Montana Food Distributors  
Kathleen Martin, Department of Public Health and  
Human Services  
Angela Fulton, Office of Secretary of State  
Jack Kane, Department of Commerce  
Webb Brown, Montana Chamber of Commerce  
Riley Johnson, National Federation of Independent  
Businesses  
Charles Brooks, Billings Area Chamber of Commerce  
Steve Visocan, Self

Opponents: None.

Opening Statement By Sponsor:

SENATOR DON HARGROVE, SD 16, Bozeman, said SB 26 was concerned with one-stop business licensing, i.e. one-stop shop -- a concept with which it was hard to find fault. He said its purpose was to allow a business to handle the requirements for multiple state licensing and registration through one agency. He further explained there was one point of contact, one master form and one check to write, which resulted in less paperwork and labor. SEN. HARGROVE said the project was put into effect on July 1, 1988, and was centralized but at this point the Administration had six (6) licenses and two (2) registrations; it did involve six (6) government agencies but at this point provides for expansion of licenses, registrations and number of agencies involved. He explained this pilot project provided 1,000 grocery stores, convenience stores and gas stations as well as over 2,000 other businesses obtaining cigarette and nursery licenses. He informed the Committee that Montana had gotten national recognition for

# LEGISLATIVE TAPE LOG

COMMITTEE:

Sen. Bus. + Incl.

DATE:

1-7-99

MINUTES

CONTENT NOTES

9:00 0.1

SB51 Sen. Keating SB 5, Billings

3.2

Prop. Annie Bartos, Chief Legal Council

4.2

Opp. None

Q & A

Sen. L. - Bartos

6.4

Close Sen. Keating

7.2

7.3

SB 26 Sen. Don Hargrave, SB 16, Boyman

9.7

Prop. Mary Brysson, Dir

Exh. 1 + 2

(get hand out for talk)

14.6

Ralph Pech, Dept of Ag. Dir

Mark Simonovich, D. En. G. Dir

17.2

Bill Stevens Pres. Mont Food Distributor

Kathleen Martin <sup>Public</sup> Health Service

18.8

Angela Lutton Sec. of State

Office

Sec. 2, #4

DATE 1-7-99

[illegible]

DATE 1-7-99

SENATE COMMITTEE ON Bus. + Ind.

BILLS BEING HEARD TODAY: SB 51 + SB 26

< ■ > PLEASE PRINT < ■ >

Check One

| Name            | Representing             | Bill No. | Support | Oppose |
|-----------------|--------------------------|----------|---------|--------|
| Riley Johnson   | NFIB                     | SB 26    | ✓       |        |
| MARK Simonich   | DEQ                      | SB 26    | ✓       |        |
| Steve Viscian   | Self                     | SB 26    | ✓       |        |
| Angela Fultz    | SOS                      | SB 26    | ✓       |        |
| ANNIE BARTOS    | DEPT of Commerce         | SB 51    | ✓       |        |
| WEBB BROWN      | MT CHAMBER               | SB 26    | ✓       |        |
| Gary Gingenly   | Mt. Dept. of Agriculture | SB 26    | ✓       |        |
| Brad Griffin    | MT Retail Assoc          | 26       | ✓       |        |
| Bill Stevens    | MT Food Bank             | 26       | ✓       |        |
| Kathleen Martin | DPHHS                    | 26       | ✓       |        |
| Mary Bryson     | DOR                      | 26       | ✓       |        |
| Jack Kane       | Commerce                 | 26       | ✓       |        |
|                 |                          |          |         |        |
|                 |                          |          |         |        |

## VISITOR REGISTER

PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY



{Tape : 1; Side : A; Approx. Time Counter : 34.6}

EXECUTIVE ACTION ON SB 26

Motion/Vote: SEN. MCCARTHY moved that SB 26 DO PASS. Motion carried unanimously. 7-0

EXECUTIVE ACTION ON SB 51

Motion/Vote: SEN. ROUSH moved that SB 51 DO PASS. Motion carried unanimously. 7-0

EXECUTIVE ACTION ON SB 23

Motion/Vote: SEN. COCCHIARELLA moved that SB 23 BE AMENDED. Motion carried unanimously. 7-0

Motion/Vote: SEN. MCCARTHY moved that SB 23 DO PASS AS AMENDED. Motion carried unanimously. 7-0



## SENATE STANDING COMMITTEE REPORT

January 8, 1999

Page 1 of 1

Mr. President:

We, your committee on **Business and Industry** report that **Senate Bill 51** (first reading copy -  
- white) **do pass**.

Signed: \_\_\_\_\_

*Hertel*  
Senator John Hertel, Chair

- END -

Committee Vote:

Yes 7, No 0.

051427SC.srf

**INDEX TO BILLS IN COMMITTEE**

June 30, 1999

**- Committee: (H) Business and Labor -**

01:05 PM

- 
- SB 27**      **SPONSOR:** Hertel, John                      **SHORT TITLE:** Revise telemarketing registration and fraud prevention act  
                 **REFERRED ON:** 02/16/1999              **HEARD ON:** 03/05/1999  
                 **EXECUTIVE ACTION:** 03/08/1999 Bill Concurred as Amended -- VOTE: 15 - 2  
                 **FINAL DISPOSITION** 04/20/1999 Chapter Number Assigned
- 
- SB 51**      **SPONSOR:** Keating, Tom                      **SHORT TITLE:** Repeal preconstruction requirements for condos and Commerce's enforcement role  
                 **BY REQUEST OF:** Department Of Commerce  
                 **REFERRED ON:** 01/13/1999              **HEARD ON:** 01/22/1999  
                 **EXECUTIVE ACTION:** 01/22/1999 Bill Concurred -- VOTE: 18 - 0  
                 **FINAL DISPOSITION** 02/17/1999 Chapter Number Assigned
- 
- SB 67**      **SPONSOR:** Mahlum, Dale                      **SHORT TITLE:** Clarify marital status for employment discrimination purposes  
                 **REFERRED ON:** 02/16/1999              **HEARD ON:** 03/09/1999  
                 **TABLED ON:** 03/09/1999  
                 **FINAL DISPOSITION** 04/22/1999 (H) Died in Standing Committee
- 
- SB 68**      **SPONSOR:** Mahlum, Dale                      **SHORT TITLE:** Revise certain statutes relating to the State Compensation Insurance Fund  
                 **BY REQUEST OF:** State Compensation Insurance Fund  
                 **REFERRED ON:** 02/16/1999              **HEARD ON:** 03/04/1999  
                 **EXECUTIVE ACTION:** 03/04/1999 Bill Concurred -- VOTE: 16 - 0  
                 **FINAL DISPOSITION** 04/22/1999 Chapter Number Assigned
- 
- SB 77**      **SPONSOR:** Keenan, Bob                      **SHORT TITLE:** Revise applicability of prevailing wage on competitive bid public contracts  
                 **BY REQUEST OF:** Department Of Public Health And Human Services  
                 **REFERRED ON:** 01/30/1999              **HEARD ON:** 02/04/1999  
                 **EXECUTIVE ACTION:** 02/05/1999 Bill Concurred -- VOTE: 10 - 8  
                 **FINAL DISPOSITION** 02/20/1999 Chapter Number Assigned
- 
- SB 90**      **SPONSOR:** Stang, Spook                      **SHORT TITLE:** Amend the Veterans' Public Employment Preference Law  
                 **BY REQUEST OF:** Joint Interim Subcommittee On Veterans' Needs  
                 **REFERRED ON:** 02/16/1999              **HEARD ON:** 03/03/1999  
                 **EXECUTIVE ACTION:** 03/03/1999 Bill Concurred as Amended -- VOTE: 15 - 0  
                 **FINAL DISPOSITION** 03/25/1999 Chapter Number Assigned
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Substitute Motion/Vote: REP. PAVLOVICH made a substitute motion that HB 249 BE TABLED. Substitute motion failed 10-8 with Bookout-Reinicke, Ewer, Juneau, Krenzler, Matthews, Pavlovich, Squires, and Tuss voting aye.  
{Tape : 2; Side : B; Approx. Time Counter : 106 - 209}

EXECUTIVE ACTION ON SB 26

Motion/Vote: REP. MASOLO moved that SB 26 BE CONCURRED IN.  
Motion carried unanimously.  
{Tape : 2; Side : B; Approx. Time Counter : 209 - 231}

EXECUTIVE ACTION ON SB 51

Motion/Vote: REP. KRENZLER moved that SB 51 BE CONCURRED IN.  
Motion carried unanimously.  
{Tape : 2; Side : B; Approx. Time Counter : 231 - 249}

EXECUTIVE ACTION ON HB 277

Motion/Vote: REP. PAVLOVICH moved that HB 277 DO PASS. Motion carried unanimously.  
{Tape : 2; Side : B; Approx. Time Counter : 249 - 256}

EXECUTIVE ACTION ON HB 264

Motion: REP. TUSS moved that HB 264 DO PASS.  
{Tape : 2; Side : B; Approx. Time Counter : 256 - 260}

Motion/Vote: REP. TUSS moved that HB 264 BE AMENDED. Motion carried unanimously.  
{Tape : 2; Side : B; Approx. Time Counter : 260 - 266}

Motion/Vote: REP. TUSS moved that HB 264 DO PASS AS AMENDED. Motion carried unanimously.  
{Tape : 2; Side : B; Approx. Time Counter : 266 - 310}

EXECUTIVE ACTION ON HB 155

Motion: REP. PAVLOVICH moved that HB 155 DO PASS.  
{Tape : 2; Side : B; Approx. Time Counter : 310 - 320}